

09/051549

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (DO/US)

Application of:

Luis A. Fernandez

Serial No: 09/051,549

Filed: April 9, 1998

For: FEMININE GARMENT  
PROVIDING A SEXUALLY  
STIMULATING EFFECT


Group Art Unit: To be assigned

Examiner: To be assigned



I hereby certify that this paper is being  
deposited with the United States Postal  
Service as first class mail, postage prepaid, in  
an envelope addressed to: Assistant  
Commissioner for Patents, Box PCT,  
Washington, DC 20231 on this date:

March 19, 1999

  
James P. Zeller  
Reg. No. 28,491

PETITION UNDER 37 C.F.R. 1.136(a)

Assistant Commissioner for Patents

Adjustment date 03/10/1999 WCLAYBRO  
03/29/1999 PVOLPE 00000007 09051549  
02 FC:154 Washington, DC 20231  
-130.00 OP

Sir:

Applicants, by their attorney, petition for a one-month extension of time to file a  
response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United  
States Designated/Elected Office (DO/EO/US) dated January 26, 1999.

Submitted herewith is the patent application processing fee of \$55.00.

Any additional required fee may be charged or any overpayment credited, to our

Deposit Account No. 13-2855.

03/29/1999 PVOLPE 00000007 09051549

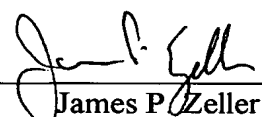
01 FC:215 55.00 OP  
02 FC:154 130.00 OP

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN

March 19, 1999


By

  
James P. Zeller  
Reg. No. 28,491

05/10/1999 WCLAYBRO 00000128 09051549

01 FC:156 6300 Sears Tower 130.00 OP  
233 South Wacker Drive  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (DO/US)

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	)	
Group Art Unit: To be	)	
assigned	)	James P. Zeller
	)	Reg. No. 28,491
Examiner: To be assigned	)	

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

Sir:

This paper is in response to the "Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US)" dated January 26, 1999. This response is timely filed, as it is accompanied by a petition for automatic extension of time to file in the first month, and the requisite fee.

Submitted herewith is a direct translation of the Spanish language international application, along with a substitute preliminary amendment, our check in the amount of \$130 to cover the processing fee, and a copy of the Notification of January 26, 1999.

The "Notice of Defective Translation" accompanying the notification of missing requirements found the original translation defective for the following reasons:

"Claim 5 indicated in international application, but not in the specification.

The pages do not correspond to those of the international application.

There is no summary (page 7) in the international application."

In response, it is noted that the accompanying declaration includes a claim 5 as present in the international application.

The comment that the pages do not correspond to those of the international application is not understood, as there is no requirement that the pages of a direct translation correspond to those of the international application.

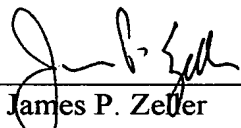
Finally, it is noted that the international application as filed included, as a page 8, a summary. In the international application as published, on the other hand, the summary appears on the cover page of the publication.

The accompanying substitute preliminary amendment enters the amendments made with the preliminary amendment accompanying the original filing of this U.S. national phase application, and further makes editorial revisions to the accompanying translation.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN

March 19, 1999

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